IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY EIGHTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 2223 of 2005

Between:

1 Damerla Mohan Rao, S/o Devaiah,
R/o Padamati Narsapuram Village, Julurupadu Mandal, Khammam District.

2 Damerla Vara Kumari, S/o D. Mohan Rao,
R/o Padamati Narsapuram Village, Julurupadu Mandal, Khammam District.

3 Smt. Damerla Rahelu, W/o late Jayaprakash Narayana,
R/o Padamati Narsapuram Village, Julurupadu Mandal, Khammam District.

4 Smt. Damerla Bakkamma, W/o Paramaiah,
R/o Near Train Gate, Gollagudem, Kothagudem, Khammam District.

5 Tagaram Bhaskar Rao, S/o Bullaiah,
R/o Padamata Narsapuram, Julurupadu Mandal, Khammam District.

6 Pothuraju Yesu, s/o Late Guravaiah,
R/o Abbugudem of Chandrugonda Mandal, Khammam District.

..... PETITIONERS

AND

1 The District Collector, Khammam District.
2 The Special Deputy Collector (TW), Bhadrachalam, Khammam District.
3 Lakavath Chandar, s/o Late Mangya,
R/o Machinapeta Village, Julurupadu Mandal, Khammam District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, order or direction more particularly, one in the nature of Writ of Mandamus declaring the action of the respondents herein in preventing the petitioners 1 and 2 from enjoying their lands in Survey No. 26/RU to an extent of Ac. 7.17 gts in Padamati Narsapuram Village, Julurupadu Mandal of Khammam District as arbitrary, illegal and violative of Articles 14, 16 and 21 of the Constitution of India

and consequently direct the respondents 1 and 2 not to interfere with the peaceful possession and enjoyment of the petitioners 1 and 2 over the said property.

Counsel for the Petitioners: Mr. V. Krishna Murthy representing Mr. S. Sharat Kumar

Counsel for the Respondent No.1: G.P. for Revenue.

Counsel for the Respondent No.2: G.P. for Social Welfare.

Counsel for the Respondent No.3: Mr. M. Rajamalla Reddy.

This Court at the admission stage made the following :

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O R D E R:

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Mr. V. Krishna Murthy, Advocate, representing Sri S. Sarath Kumar, the learned counsel for the petitioners, seeks to withdraw the writ petition.

Permission is accorded.

The writ petition is accordingly dismissed as withdrawn. No costs.

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(G. ROHINI, J)

Date: 28-02-2005

ghn

To

1 The District Collector, Khammam District.
2 The Special Deputy Collector (TW), Bhadrachalam, Khammam District.
3 Lakavath Chandar, s/o Late Mangya,
R/o Machinapeta Village, Julurupadu Mandal, Khammam District.

4 Two CCs to the Government Pleader for Revenue, High Court of A.P., Hyderabad.
(O.U.T.)

5. Two CCs to the Government Pleader for Social Welfare, High Court of A.P., Hyderabad.
(O.U.T.)

6 Two CD copies.